

ORDINANCE NO. 2014-1028

AN ORDINANCE OF THE CITY OF FULSHEAR, TEXAS SETTING RATES FOR RESIDENTIAL SOLID WASTE AND RECYCLING SERVICES; REPEALING ALL PRIOR RELATED ORDINANCES; PROVIDING FOR SEVERABILITY AND SETTING AN EFFECTIVE DATE.

WHEREAS, Section 364.034 of the Texas Health and Safety Code provide the City with the authority to designate a franchisee for the provision of Solid Waste Service; and

WHEREAS, in the interests of Customer Service, Fiscal Responsibility and Environmental consciousness, the City Council of the City of Fulshear wishes to enhance recycling efforts by providing curbside recycling service; AND

WHEREAS, the City has contracted with Royal Disposal for Residential Solid Waste Collection and Recycling services; AND

WHEREAS, the City Council of the City of Fulshear, Texas deems it in the best financial interest of the City to review and revise the fees and rates for such services from time to time.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FULSHEAR, TEXAS:

SECTION 1.0

PURPOSE: The purpose of this Ordinance is to set Solid Waste Collection and Recycling Rates.

SECTION 2.0

ADOPTED: The following rates shall be applied to the various services provided by the solid waste contractor:

- (a) For Residential Customers: The City's contracted solid waste service provider shall provide solid waste collection and curbside recycling service to all residential customers within the City Limits. The fee collected for such services provided to Residential customers shall be \$18.00 plus tax per account, per month. Further, the provisions for billing, collection and termination of such accounts shall be the same as adopted under Ordinance No. 2013-1127.
- (b) For Commercial Customers the following rates shall apply depending on the level of service:

Container Size	# of Collections per Week	Monthly Rate
Small Business 95 Gallon Cart (2)	1	\$ 25.00
2 Yard Dumpster	1	\$57.00
2 Yard Dumpster	2	\$100.00
3 Yard Dumpster	1	\$73.00
3 Yard Dumpster	2	\$117.00
4 Yard Dumpster	1	\$88.00
4 Yard Dumpster	2	\$147.00
6 Yard Dumpster	1	\$113.00
6 Yard Dumpster	2	\$198.00
8 Yard Dumpster	1	\$136.00
8 Yard Dumpster	2	\$231.00
10 Yard Dumpster	1	\$169.00
10 Yard Dumpster	2	\$269.00

Further, the provisions for billing, collection and termination of such accounts shall be the same as adopted under Ordinance No. 2013-1127.

SECTION 3.0

SEVERABILITY CLAUSE: That if any provision, word, sentence, paragraph, clause, phrase or section of this Ordinance or its application to any person or circumstances is adjudged or held invalid, void or unconstitutional, the invalid, void or unconstitutional portion shall not affect the validity of the remaining portions of this ordinance which shall remain in full force and effect.

SECTION 4.0

REPEALING CLAUSE: All provisions in conflict with the provisions of this Ordinance shall be, and the same are hereby repealed, and all other provisions not in conflict with the provisions of this Ordinance shall remain in full force and effect.

SECTION 5.0

EFFECTIVE DATE: This Ordinance shall be effective on the first day of February, 2014.

SECTION 6.0

PUBLICATION: The City Secretary is hereby authorized and directed to publish the caption of this ordinance in the manner and for the length of time prescribed by law.

Thomas C. Kuykendall Jr., Mayor

ATTEST:

D. Gordon Offord, City Secretary

Date of Execution